

The City Council of the City of Mattoon held a regular meeting in the Council Chambers at City Hall on June 6, 2006 at 7:00 p.m. after a 6:30 p.m. caucus session.

Mayor White presiding.

Mayor White led the Pledge of Alliance.

The following members of the Council answered roll call: YEA Commissioner David Cline, YEA Commissioner Randy Ervin, YEA Commissioner Joseph McKenzie, Absent Commissioner David Schilling, YEA Mayor Charles E. White.

Also in attendance were City personnel: City Administrator Alan Gilmore, City Attorney/Treasurer J. Preston Owen, Public Works Director David Wortman, Fire Chief Bruce Grafton, Deputy Fire Chief Andy Adair, Community Development Coordinator Kyle Gill, Deputy Police Chief David Griffith, and City Clerk Susan O'Brien.

CONSENT AGENDA:

Items listed on the Consent Agenda are considered to be routine in nature and will be enacted by one motion. Prior to asking for a motion to approve the Consent Agenda, the mayor will ask if anyone desires to remove an item from the Consent Agenda for public discussion. No separate discussion of these items will occur unless a Council Member requests the item to be removed from the Consent Agenda. If an item is removed from the Consent Agenda, it will be considered elsewhere on the agenda for this meeting.

Mayor White seconded by Commissioner Ervin moved to approve the consent agenda consisting of minutes of the regular meeting May 16, 2006 and Joint Council meeting May 30, 2006; Fire Department report for the month of May; payroll and bills for the second half of May; Resolution 2006-2648, establishing the prevailing rate of wages in the Coles County area as determined by the Illinois Department of Labor as the wages that must apply to public works construction of the municipality consistent with mandates of Illinois statute; Resolution 2006-2649, giving notice to the Illinois Department of Transportation of the Bagelfest parade to be sponsored by the City of Mattoon; Resolution 2006-2650, giving notice to the Illinois Department of Transportation of the Fourth of July parade to be sponsored by the City of Mattoon; Council Decision Request 2006-615, approving the \$500.00 grant from Hotel/Motel tax funds to the Central Illinois Garden Tractor Pullers for their final pull event of the season on Sept. 30, 2006; Council Decision Request 2006-616, authorizing the mayor to execute a Renewal Lease Agreement 0026794 between the City of Mattoon, Illinois and the Canadian National/Illinois Central Railroad. This lease is for a term of 5 years beginning July 31, 2006 through July 31, 2011 and obligates the City to an annual lease payment of \$125.00.

Bills and payroll for the second half of May, 2006

General Fund

Payroll	\$	121,321.80
Bills	\$	<u>95,363.96</u>
Total	\$	216,685.76

Hotel Tax Fund

Payroll	\$	745.50
Bills	\$	<u>271.72</u>
Total	\$	1,017.22

Festival Management

Bills	\$	<u>1,271.77</u>
Total	\$	1,271.77

Ins. & Tort Judgment

Bills	\$	<u>17,592.86</u>
Total	\$	17,592.86

Capital Project Fund

Bills	\$	<u>75,768.68</u>
Total	\$	75,768.68

Water Fund

Payroll	\$	58,446.99
Bills	\$	<u>122,148.96</u>

	Total	\$ 180,595.95
<u>Sewer Fund</u>		
Payroll		\$ 43,092.15
Bills		<u>\$ 41,698.97</u>
	Total	\$ 84,791.12
<u>Cemetery Fund</u>		
Payroll		\$ 11,333.29
Bills		<u>\$ 3,846.37</u>
	Total	\$ 15,179.66
<u>Motor Fuel Tax Fund</u>		
Bills		<u>\$ 10,531.70</u>
		\$ 10,531.70
<u>Health Insurance</u>		
Bills		<u>\$ 109,634.32</u>
	Total	\$ 109,634.32

RESOLUTION NO. 2006-2648

RESOLUTION ESTABLISHING THE PREVAILING RATE OF WAGES IN THE COLES COUNTY AREA AS DETERMINED BY THE ILLINOIS DEPARTMENT OF LABOR AS THE WAGES THAT MUST APPLY TO PUBLIC WORKS CONSTRUCTION OF THE CITY OF MATTOON CONSISTENT WITH MANDATES OF ILLINOIS STATUTE,

WHEREAS, the State of Illinois has enacted “An Act regulating wages of laborers, mechanics and other workers employed in any public works by the State, County, City or any public body or any political subdivision or by anyone under contract for public works,” approved May 26, 1941, as amended, being Section 820 ILCS 130/0.01 et seq., commonly referred to as The Prevailing Wage Act, and

WHEREAS, the aforesaid Act requires that the City Council of the City of Mattoon, Illinois investigate and ascertain the prevailing rate of wages as defined in said Act for laborers, mechanics and other workers in the locality of said City of Mattoon, Illinois employed in performing construction of public works, for said City of Mattoon, Illinois.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MATTOON, COUNTY OF COLES, AND STATE OF ILLINOIS:

SECTION 1: To the extent and as required by “An Act regulating wages of laborers, mechanics and other workers employed in any public works by State, County, City or any public body or any political subdivision or by anyone under contract for public works,” approved May 26, 1941, as amended, the general prevailing rate of wages in this locality for laborers, mechanics and other workers engaged in construction of public works coming under the jurisdiction of the City of Mattoon, Illinois is hereby ascertained to be the same as the prevailing rate of wages for construction work in the Coles County area as determined by the Department of Labor of the State of Illinois as of June, 2006, a copy of that determination being attached hereto and incorporated herein by reference. The definition of any terms appearing in this Resolution which are also used in aforesaid Act shall be the same as in said Act.

SECTION 2: Nothing herein contained shall be construed to apply said general prevailing rate of wages as herein ascertained to any work or employment except public works construction of the City of Mattoon, Illinois to the extent required herein by the aforesaid Act.

SECTION 3: The City Clerk shall publicly post or keep available for inspection by any interested party in the main office of this City this determination of such prevailing rate of wage.

SECTION 4: The City Clerk shall mail a copy of this determination to any employer, and to any association of employers and to any person or association of employees who have filed their names and address, requesting copies of any determination stating the particular rates and the particular class of workers whose wages will be affected by such rates.

SECTION 5: The City Clerk shall promptly file a certified copy of this Resolution with both the Secretary of State and the Department of Labor of the State of Illinois.

SECTION 6: The City Clerk shall cause to be published in a newspaper of general circulation within the area a copy of

this Resolution, and such publication shall constitute notice that the determination is effective and that this is the determination of this public body.

PRESENTED this 6th day of June, 2006.

PASSED this 6th day of June, 2006.

APPROVED this 6th day of June, 2006 by consent agenda.

/s/ Charles E. White
MAYOR

ATTEST:

/s/ Susan J. O'Brien
CITY CLERK

Published this 9th day of June, 2006.

RESOLUTION NO. 2006-2649

WHEREAS, the **City of Mattoon** is sponsoring a **Parade** in the **City of Mattoon** which event constitutes a public purpose;

WHEREAS, this **Parade** will require the temporary closure of **US 45 / IL 121**, a State Highway in the **City of Mattoon** from **Western Avenue to Broadway Avenue**;

WHEREAS, Section 4-408 of the Illinois Highway Code Authorizes the Illinois Department of Transportation to issue permits to local authorities to temporarily close portions of State Highways for such public purposes.

NOW, THEREFORE, BE IT RESOLVED by the **Council** of the **City of Mattoon** that permission to close off **US 45 / IL 121** from **Western Avenue to Broadway Avenue** as above designated, be requested of the Illinois Department of Transportation.

BE IT FURTHER RESOLVED that this closure shall occur during the approximate time period between **10:30 AM** and **11:30 AM** on **July 22, 2006**.

BE IT FURTHER RESOLVED that this closure is for the public purpose of the **Bagelfest Parade**.

BE IT FURTHER RESOLVED that traffic from the closed portion of highway shall be detoured over routes with an all weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Department and which is conspicuously marked for the benefit of traffic diverted from the State Highway. (The parking of vehicles shall be prohibited on the detour route to allow an uninterrupted flow of two-way traffic.)* The detour shall be as follows: **The parade will only be crossing the State route at an angle from Western Avenue to Broadway Avenue; therefore, a detour will not be necessary due to the ability to open the road to traffic as required.**

*To be used when appropriate.

BE IT FURTHER RESOLVED that the **City of Mattoon** assumes full responsibility for the direction, protection and regulation of the traffic during the time the detour is in effect.

BE IT FURTHER RESOLVED that the police officers or authorized flaggers shall at the expense of the **City of Mattoon** be positioned at each end of the closed section and at other points (such as intersections) as may be necessary to assist in directing traffic through the detour.

BE IT FURTHER RESOLVED that police officers, flaggers and officials shall permit emergency vehicles in emergency situations to pass through the closed area as swiftly as is safe for all concerned.

BE IT FURTHER RESOLVED that all debris shall be removed by the **City of Mattoon** prior to reopening the State Highway.

BE IT FURTHER RESOLVED that such signs, flags, barricades, etc., shall be used by the **City of Mattoon** as may be approved by the Illinois Department of Transportation. These items shall be provided by the **City of Mattoon**.

BE IT FURTHER RESOLVED that the closure and the detour shall be marked according to the Illinois Manual on Uniform Traffic Control Devices.

BE IT FURTHER RESOLVED that an occasional break shall be made in the procession so that traffic may pass through. In any event, adequate provisions will be made for the traffic on intersecting highways pursuant to conditions noted above. (Note: This paragraph is applicable when the Resolution pertains to a Parade or when a detour is required)

BE IT FURTHER RESOLVED that the **City of Mattoon** hereby agrees to assume all liabilities and pay all claims for any damage which shall be occasioned by the closing described above.

BE IT FURTHER RESOLVED that the **City of Mattoon** shall provide a comprehensive general liability insurance policy or an additional endorsement in the amount of \$100,000 per person and \$500,000 on aggregate which as the Illinois Department of Transportation and its officials, employees and agents as insured's and which protects them from all claims arising from the requested road closing.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Illinois Department of Transportation so serve as a formal request for the permission sought in this resolution and to operate as part of the conditions of said permission.

ADOPTED this **6th** day of **June, 2006**. A.D.

APPROVED this **6th** day of **June, 2006** A.D by consent agenda.

/s/ Charles E. White
MAYOR

ATTEST:

/s/ Susan J. O'Brien
MUNICIPAL CLERK

RESOLUTION NO. 2006-2650

WHEREAS, the **City of Mattoon** is sponsoring a **Parade** in the **City of Mattoon** which event constitutes a public purpose;

WHEREAS, this **Parade** will require the temporary closure of **US 45 / IL 121**, a State Highway in the **City of Mattoon** from **Western Avenue to Broadway Avenue**;

WHEREAS, Section 4-408 of the Illinois Highway Code Authorizes the Illinois Department of Transportation to issue permits to local authorities to temporarily close portions of State Highways for such public purposes.

NOW THEREFORE, BE IT RESOLVED by the **Council** of the **City of Mattoon** that permission to close off **US 45 / IL 121** from **Western Avenue to Broadway Avenue** as above designated, be requested of the Illinois Department of Transportation.

BE IT FURTHER RESOLVED that this closure shall occur during the approximate time period between **9:00 AM** and **10:30 AM** on **July 4, 2006**.

BE IT FURTHER RESOLVED that this closure is for the public purpose of the **July 4th Parade**.

BE IT FURTHER RESOLVED that traffic from the closed portion of highway shall be detoured over routes with an all weather surface that can accept the anticipated traffic, which will be maintained to the satisfaction of the Department and which is conspicuously marked for the benefit of traffic diverted from the State Highway. (The parking of vehicles shall be prohibited on the detour route to allow an uninterrupted flow of two-way traffic.)* The detour shall be as follows: **The parade will only be crossing the State route at an angle from Western Avenue to Broadway Avenue; therefore, a detour will not be necessary due to the ability to open the road to traffic as required.**

*To be used when appropriate.

BE IT FURTHER RESOLVED that the **City of Mattoon** assumes full responsibility for the direction, protection and regulation of the traffic during the time the detour is in effect.

BE IT FURTHER RESOLVED that the police officers or authorized flaggers shall at the expense of the **City of Mattoon** be positioned at each end of the closed section and at other points (such as intersections) as may be necessary to assist in directing traffic through the detour.

BE IT FURTHER RESOLVED that police officers, flaggers and officials shall permit emergency vehicles in emergency situations to pass through the closed area as swiftly as is safe for all concerned.

BE IT FURTHER RESOLVED that all debris shall be removed by the **City of Mattoon** prior to reopening the State Highway.

BE IT FURTHER RESOLVED, that such signs, flags, barricades, etc., shall be used by the **City of Mattoon** as may be approved by the Illinois Department of Transportation. These items shall be provided by the **City of Mattoon**.

BE IT FURTHER RESOLVED, that the closure and the detour shall be marked according to the Illinois Manual on Uniform Traffic Control Devices.

BE IT FURTHER RESOLVED that an occasional break shall be made in the procession so that traffic may pass through. In any event, adequate provisions will be made for the traffic on intersecting highways pursuant to conditions noted above. (Note: This paragraph is applicable when the Resolution pertains to a Parade or when a detour is required)

BE IT FURTHER RESOLVED that the **City of Mattoon** hereby agrees to assume all liabilities and pay all claims for any damage which shall be occasioned by the closing described above.

BE IT FURTHER RESOLVED, that the **City of Mattoon** shall provide a comprehensive general liability insurance policy or an additional endorsement in the amount of \$100,000 per person and \$500,000 on aggregate which as the Illinois Department of Transportation and its officials, employees and agents as insured's and which protects them from all claims arising from the requested road closing.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Illinois Department of Transportation so serve as a formal request for the permission sought in this resolution and to operate as part of the conditions of said permission.

ADOPTED this **6th** day of **June, 2006** A.D.

APPROVED this **6th** day of **June, 2006** A.D by consent agenda

/s/ Charles E. White
MAYOR

ATTEST:

/s/ Susan J. O'Brien
MUNICIPAL CLERK

Mayor White declared the consent agenda motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, Absent Commissioner Schilling, YEA Mayor White.

PUBLIC PRESENTATIONS:

This portion of the City Council meeting is reserved for persons who desire to address the Council. The Illinois Open Meeting Act mandates that the City Council may NOT take action on comments received on matters that have not been identified on this agenda, but the Council may direct staff to address the topic or refer the matter for action on the agenda for another meeting. Persons addressing the Council are requested to limit their presentations to three minutes and to avoid repetitious comments.

There was no public discussion.

NEW BUSINESS:

Mayor White seconded by Commissioner Ervin moved to adopt Resolution 2006-2651, authorizing the mayor to sign an Intergovernmental Cooperation Agreement for a Coles County, Illinois Unified Comprehensive Plan.

CITY OF MATTOON, ILLINOIS
RESOLUTION NO. 2006-2651

A RESOLUTION SUPPORTING A UNIFIED COMPREHENSIVE PLAN FOR
THE COUNTY OF COLES, AND THE "INTERGOVERNMENTAL
COOPERATION AGREEMENT BETWEEN THE COUNTY OF COLES AND
THE CITY OF MATTOON, ILLINOIS", AND AUTHORIZING THE MAYOR

TO SIGN THE SAME.

WHEREAS, the City of Mattoon, Illinois is desirous of updating and amending the City's Comprehensive plan, and

WHEREAS, the Coles County Regional Planning and Development Commission has the competency, expertise and experience to assist the City of Mattoon in updating and amending the City's Comprehensive Plan, and

WHEREAS, participation in a Unified County Comprehensive Plan would be in the best interest of the citizens of Mattoon and Coles County, Illinois, and

WHEREAS, the member Municipalities within the County of Coles recognize the benefits derived from participating in the development of a Unified County Comprehensive Plan, and

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS as follows:

The City Council hereby agrees to enter into an Intergovernmental Cooperation Agreement titled "Coles County, Illinois Unified Comprehensive Plan" and furthermore authorizes the Mayor to sign said agreement and to provide such additional information as may be required to accomplish updating and amending the City of Mattoon Comprehensive Plan for inclusion into a Unified Comprehensive Plan encompassing the County of Coles, State of Illinois.

Upon motion by Mayor White, seconded by Commissioner Ervin, adopted this 6th day of June, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Mayor White

NAYS: None

ABSENT: Commissioner Schilling

Approved this 6th day of June, 2006.

/s/ Charles E. White
Charles E. White, Mayor
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:

/s/ Susan J. O'Brien
City Clerk

/s/ J. Preston Owen
City Attorney

Recorded in the Municipality's Records on June 7, 2006.

Mayor White opened the floor for discussion. Mayor White stated this resolution declares the City will cooperate with the City of Charleston, and places the City of Mattoon under no obligation.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, Absent Commissioner Schilling, YEA Mayor White.

Commissioner McKenzie seconded by Commissioner Cline moved to approve Council Decision Request 2006-617, authorizing the disposal of an 80,000 gallon water storage tank located behind 100 Dettro Drive (*the former K-mart building*).

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, Absent Commissioner Schilling, YEA Mayor White.

Commissioner McKenzie seconded by Commissioner Ervin moved to approve Council Decision Request 2006-618, approving a policy on limb removal from boulevards by the Public Works Department.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin,

YEA Commissioner McKenzie, Absent Commissioner Schilling, YEA Mayor White.

Commissioner McKenzie seconded by Commissioner Cline moved to approve Council Decision Request 2006-619, approving a transfer of Lease # 7801 – Lot 42, (*Commonly known as 2390 Pond Lane; Mattoon, Illinois*) Lake Paradise Ground from Joyce Ragsdale to Joseph and Sheri Gilkerson. (*Ms. Ragsdale has provided evidence that the septic system is operating properly or has been upgraded according to standards promulgated pursuant to the Illinois Private Sewage Disposal Licensing Act from the Public Health Department 06-16-04. Mr. & Mrs. Gilkerson presently lease property located at 3116 East Lake Paradise Road; Mattoon, Illinois*).

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, Absent Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner McKenzie moved to adopt Special Ordinance 2006-1120, authorizing a variance of the side and backyard setback requirements for the construction of a garage located at 917 North 19th Street - Bradley Cushman, Petitioner.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1120

AN ORDINANCE GRANTING A VARIANCE FROM BUILDING SET BACK REQUIREMENTS TO ENABLE CONSTRUCTION OF AN ACCESSORY BUILDING SOUTHWEST OF THE HOUSE AT 917 NORTH 19TH STREET.

WHEREAS there has been filed a written Petition by Bradley Cushman for a variance, respecting the property legally described as:

Lots 1, 2 and 3 in Linder's Addition to the City of Mattoon, Coles County, Illinois.

WHEREAS, said petition requests that a variance be granted pursuant to applicable ordinances of the municipality to allow construction of a new post frame accessory building southwest the house and reduce the front yard setback on North 20th Street; and

WHEREAS the zoning code requires a 25-foot front yard setback from both streets on through lots in R1, Single Family Residence Zoning District; and

WHEREAS the Board of Zoning Appeals held a properly noticed public hearing on May 2nd, 2006 regarding petitioner's request for said variance; and

WHEREAS both the Planning Commission for the City of Mattoon, Coles County, Illinois, and the Zoning Board of Appeals for the City of Mattoon, Coles County, Illinois, have recommended that the requested variance be granted; and

WHEREAS the City Council for the City of Mattoon, Coles County, Illinois, deems that the recommended variance is in the public interest.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. Pursuant to enabling authority provided at Section §159.05 of the Mattoon Code of Ordinances, the property legally described as aforesaid, be and the same is granted a variance of the front yard setback requirement on North 20th Street to enable construction of a post frame accessory building southwest of the house at 917 North 19th Street.

Section 2. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 3. This ordinance shall be effective upon its approval as provided by law.

Section 4. The City Clerk shall make and file a duly certified copy of this ordinance with the Clerk and Recorder's Office of Coles County, Illinois.

Upon motion by Mayor White, seconded by Commissioner McKenzie, adopted this 6th day of June, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,

Commissioner McKenzie, Mayor White
NAYS (Names): None
ABSENT (Names): Commissioner Schilling

Approved this 6th day of June, 2006.

/s/ Charles E. White

Charles E. White, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on June 7, 2006.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, Absent Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner Ervin moved to adopt Special Ordinance 2006-1121, approving a variance to the sign code of the municipality on real estate owned by Keith Summers at 1905 Charleston Avenue, Mattoon, Illinois.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1121

AN ORDINANCE APPROVING A VARIANCE TO THE SIGN CODE OF THE MUNICIPALITY ON REAL ESTATE OWNED BY K.C. SUMMERS, HYUNDAI AT 1905 CHARLESTON AVENUE, MATTOON, ILLINOIS

WHEREAS, there was filed with the Community Development Coordinator of the City of Mattoon, County of Coles, Illinois, a certain Petition by Keith Summers, of K.C. Summers, Hyundai, praying that variance be granted from requirements of the sign code of the municipality on real estate described as:

1905 Charleston Ave. a.k.a. K.C. Summers, Hyundai

WHEREAS, said Petition was reviewed by the Community Development Coordinator and recommended to the City of Mattoon Planning Commission; and

WHEREAS, said Petition was submitted to the Planning Commission for their recommendation on May 22nd, 2006; and

WHEREAS, said Petition was considered by the Planning Commission on May 22nd, 2006; and was recommended by a majority vote, that the Petition be allowed, and that a variance be granted from requirements of the sign code.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mattoon as follows:

Section 1. The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. A variance is hereby granted from requirements of the sign code as authorized by Section §160.13 of Chapter 160 of the Code of Ordinances of the City of Mattoon for real estate described as 1905 Charleston Ave., a.k.a. K.C. Summers Hyundai, to allow the replacement of a freestanding sign on the property at a maximum height of 30 feet tall.

Section 3. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 4. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Mayor White seconded by Commissioner Ervin, adopted this 6th day of June, 2006, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Mayor White
NAYS (Names): None
ABSENT (Names): Commissioner Schilling

Approved this 6th day of June, 2006.

/s/ Charles E. White
Charles E. White, Mayor
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:
/s/ Susan J. O'Brien /s/ J. Preston Owen
Susan O'Brien, City Clerk J. Preston Owen, City Attorney

Recorded in the Municipality's Records on June 7, 2006.

Mayor White opened the floor for discussion. Mayor White stated the 30 foot sign was for Nissan Mazda advertisement.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, Absent Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner Cline moved to recess to closed session at 7:07 p.m. pursuant to the Illinois Open Meetings Act for the purpose of considering the collective negotiating matters of the municipality (5 ILCS 120(2)(c)(2)), and litigation affecting or on behalf of the City of Mattoon (5 ILCS 120/2(c)(11)).

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, Absent Commissioner Schilling, YEA Mayor White.

Council reconvened at 7:55 p.m.

Commissioner Ervin seconded by Commissioner Cline moved to adopt Special Ordinance 2006-1122 (Substitute), approving a successor Collective Bargaining Agreement with Mattoon Firefighters Association, Local 691, International Association of Firefighters, AFL-CIO.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2006-1122 (Substitute)

AN ORDINANCE APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH MATTOON FIREFIGHTERS ASSOCIATION, LOCAL 691, INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, AFL-CIO

WHEREAS, the Mattoon Firefighters Association, Local 691, IAFF, AFL-CIO (hereafter, the "UNION") has been recognized by past collective bargaining agreements with the City of Mattoon (hereafter, the "CITY") as the exclusive bargaining agent for Firefighters, Drivers and Captains employed by the Mattoon Fire Department; and

WHEREAS, *the term of the existing collective bargaining agreement with the UNION expired April 30, 2006; and*

WHEREAS, representatives of the CITY and the UNION have bargained in good faith in an attempt to reach an agreement setting forth the terms and conditions of employment for said employees; and,

WHEREAS, *the UNION has ratified the terms of a new Agreement.*

WHEREAS, it is hereby deemed to be in the public interest for the CITY to enter into a collective bargaining agreement with the UNION.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The Mayor and City Clerk are authorized to sign a “Collective Bargaining Agreement” with the Mattoon Firefighters Association, Local 691, IAFF, AFL-CIO, a copy of which is attached and incorporated by reference.

Section 2. This ordinance shall be effective upon its passage and approval as provided by law.

Upon motion by Commissioner Ervin, seconded by Commissioner Cline, adopted this 6th day of June, 2006 by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Ervin,
Commissioner McKenzie, Mayor White
NAYS (Names): None
ABSENT (Names): Commissioner Schilling

Approved this 6th day of June, 2006

/s/Charles E. White
Charles E. White,

Mayor

City of Mattoon, Coles County, Illinois

ATTEST: ***APPROVED AS TO FORM***

/s/ Susan J. O’Brien
Susan O’Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality’s Records on June 7, 2006.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, Absent Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner Ervin moved to adjourn at 7:57 p.m.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Ervin, YEA Commissioner McKenzie, Absent Commissioner Schilling, YEA Mayor White.

~~/s/~~Susan J. O’Brien
City Clerk